

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

TUESDAY, THE 27TH MARCH 2007 / 6TH CHAITHRA 1929

WP(C).No. 31513 of 2006(B)

PETITIONER:

ISHWARI AMMA, AGED 42 YEARS,
PD TEACHER, D.G.H.S.S.TANUR,
MALAPPURAM.

BY ADV. SRI.M.SASINDRAN
SRI.TOJAN J. VATHIKULAM

RESPONDENTS:

1. THE DEPUTY DIRECTOR OF EDUCATION,
MALAPPURAM.

2. THE HEADMASTER,
D.G.H.S.S. TANUR, MALAPPURAM.

BY GOVERNMENT PLEADER SMT. M.R. SREELATHA.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 27/03/2007, ALONG WITH WPC NO. 31516 OF 2006 THE
COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J.

WP.(C) Nos.31513 & 31516 OF 2006

Dated this the 27th day of March, 2007

JUDGMENT

Petitioners approached this court on the basis of the cut off date fixed as 1.4.2006. According to counsel for the petitioners the vacancies arose only in October, 2006 and in view of the legal principle established, fixing of cut off date is bad.

2. A statement is filed, in which it is inter alia stated as follows:

“Only 20% of the total vacancies of HSA (SS) can be filled up by effecting promotion. The promotion is being effected based on the vacancies occurred during the preceding School year from April to March. As such the vacancies occurred before 1.4.2005 to 31.3.2006 will be filled up from the list of teachers made as on 1.4.2006. Hence the petitioner will be included in the list to be made as on 1.4.2007.”

In the light of the statement, I do not think that there is any ground for complaint.

Accordingly the writ petitions are closed recording the statement.

(K.M. JOSEPH, JUDGE)

sb

K.M.JOSEPH, JJ.

W.A. No. OF

JUDGMENT

Dated this the day of February, 2006.